

UIC PERMIT BACKLOG - FEBRUARY UPDATE FY2019								
WELL CLASS	Are we on track to complete the permit w/i 6 months YES or NO	Application Received Date	180 Day Deadline (application rec'd date + 180)	LOCATION	WELL/COMPANY NAME	BACKGROUND INFORMATION Provide the history of the permit application by describing how we got here.	Strategy/Plan for removing the permit from the backlog	Next steps necessary to implement the strategy/plan
<u>CLASS I CURRENTLY Backlogged</u>								
<u>CLASS II CURRENTLY Backlogged</u>	NO	2/12/2016	8/10/2016	Ft Berthold	Old 7 Inch SWD/Spotted Hawk	This application was backlogged because of delays in scheduling tribal consultation in 2017. On hold pending IBIA ruling (ruling not expected until late 2018 or early 2019).	Remain backlogged. Application to BIA for surface permits currently in litigation. EPA action would likely face legal challenges, and would also likely interfere with federal govt's case for BIA.	1) Respond based on outcome of operator's appeal. HQs granted this application an "exception" given EPA's lack of control over the outcome/timing of the IBIA ruling. Excepted applications were not counted against 12/31/19 deadline for backlog elimination but will continue to be tracked.
	YES	7/29/2016	1/25/2017	Ft Berthold	RED MURPHY SWD 1/Goodnight Midstream	This application was backlogged because of delays in scheduling tribal consultation in 2017.	Final Permit issued on 2/15/19. MHA has until 3/17/19 to appeal.	Remove from the backlog.
	YES	8/11/2016	2/7/2017	Ft Berthold	Liberty 200-14 SWD/EOG	This application was backlogged while waiting for tribal consultation in 2017. Application is administratively complete but technically deficient.	Issue final permit.	1) Issued draft permit on 10/15. 2) Consulted with MHA Nation on 11/27. 3) Preparing AR for ORC review/approval on/before 3/15/19 due to possible appeal. 4) Permit with Response to Comments can be issued by 3/15/19 if USFWS concurrence is received by 3/8/19.
	YES	1/9/2017	7/8/2017	Ft Berthold	Big Bend 3-6 SWD/Slawson	This application was backlogged while waiting for tribal consultation in 2017.	Issue final permit.	1) Issued draft permit on 11/9. 2) Consulted with MHA Nation on 11/27. 3) Preparing AR for ORC review/approval on/before 3/15/19 due to possible appeal. 4) Permit with Response to Comments can be issued by 3/15/19 if USFWS concurrence is received by 3/8/19.
	YES	2/1/2018	7/31/2018	Ft Berthold	Howie 1 SWD/Slawson	Application was backlogged while waiting for tribal consultation in 2018.	Issue final permit.	1) Issued draft permit on 11/2. 2) Consulted with MHA Nation on 11/27. 3) Preparing AR for ORC review/approval on/before 3/15/19 due to possible appeal. 4) Permit with Response to Comments can be issued by 3/15/19 if USFWS concurrence is received by 3/8/19.

	YES	4/10/2018	10/7/2018	Ft Berthold	MacKenzie Federal 35-1 /Mann Oil	Application was administratively complete but technically deficient. Operator submitted additional information which addressed all remaining deficiencies in 12/18.	Issue draft and final permits.	A. Consulted with MHA Nation on 9/11. B. 1) First notice sent 8/22, partial response received; 2) Second notice sent 10/17, partial response received; 3) Third notice sent 11/29 stating that denial process will commence if remaining data is not received by 12/21. 4) Received remaining data on 12/21. 5) Issue draft permit by 4/15/19.
CLASS III CURRENTLYBacklogged	NO	2/24/2008	8/22/2008	SD	Dewey Burdock ISR/Powertech	Application was complete in July 2012. Existing resource constraints and complex NHPA and tribal consultation issues are major obstacles.	Expect to re-issue parts of draft permit in 2019 in response to comments.	1) Re-issue draft permit by August 26, 2019.
CLASS V CURRENTLY Backlogged	NO	3/29/2010	9/25/2010	SD	Dewey Burdock Disposal/Powertech	Application was complete in January 2012. Existing resource constraints and complex NHPA and tribal consultation issues are major obstacles.	Expect to re-issue parts of draft permit in 2019 in response to comments.	1) Re-issue draft permit by August 26, 2019.
CLASS I - NOT backlogged at this time								
CLASS II - NOT backlogged at this time		12/20/2018	6/20/2019	Southern Ute	Jaques 33-8-26 #6/Red Willow Production Company			
CLASS II - NOT backlogged at this time		12/28/2018	6/28/2019	U&O	SWD 10B1-8-823/ Middle Fork			
			6/28/2019	U&O	SWD 12D1-16-822/ Middle Fork			
CLASS V - NOT backlogged at this time								

<u>CLASS I Currently Backlogged</u>	YES	8/24/2010	2/20/2011	CO	Centennial Disposal/Powertech	The operator told EPA to stop work on the application on 10/4/11, and focus on DeweyBurdock. EPA asked the operator to consider requesting withdrawal in May 2018 and has received no reply as of 8/13/18.	Request withdrawal or deny following R8 process.	1) Sent second notice requesting withdrawal by 11/17 - continued to reach out by phone to get status. 2) Application withdrawn by email request on 11/20.
	YES	4/30/2009	10/27/2009	CO	Centennial Shallow/Powertech	The operator told EPA to stop work on application, on 10/4/11, and focus on DeweyBurdock. EPA asked operator to consider requesting withdrawal in May 2018 and has received no reply.	Request withdrawal or deny following R8 process.	1) Sent second notice requesting withdrawal by 11/17 - continued to reach out by phone to get status. 2) Application withdrawn by email request on 11/20.

NPDES PERMIT BACKLOG - FEBRUARY UPDATE FY2019								
PERMIT TYPE	Are we on track to complete the permit w/i 6 months <small>YES or NO</small>	Date Application Received	180 Day Deadline (application rec'd date + 180)	PERMIT NAME	FACILITY NAME	BACKGROUND INFORMATION Provide the history of the permit application by <u>describing how we got here.</u>	Strategy/Plan for removing the permit from the backlog	Next steps necessary to implement the strategy/plan
<u>Individual</u> <u>Currently</u> <u>Backlogged</u>	NO	4/19/2018	10/16/2018	Parshall WTP	Parshall WTP	Permit is not backlogged at this time but will be by Dec. 31, 2018. This will be part of the general WTP permit - it is likely not possible to meet Dec. 31 deadline for general permit.	To be addressed under the general permit. Backlog duration should be minimal.	The draft general permit is undergoing management review for public notice. OMB determined it does not need to review the permit prior to public notice. We anticipate public notice mid-March.
	NO	4/19/2018	10/16/2018	Madaree WTP	Madaree WTP	Permit is not backlogged at this time but will be by Dec. 31, 2018. This will be part of the general WTP permit - it is likely not possible to meet Dec. 31 deadline for general permit.	To be addressed under the general permit. Backlog duration should be minimal.	The draft general permit is undergoing management review for public notice. OMB determined it does not need to review the permit prior to public notice. We anticipate public notice mid-March.
	NO	6/21/2018	12/18/2018	Spirit Lake Casino WWTF	Spirit Lake Casino	Permit is not backlogged at this time but will be by Dec. 31, 2018. We are on track as the application is incomplete - two notification letters have been sent and permittee is working to provide the required information.	Working with permittee to complete application.	1) Incomplete letter sent week of 8/6. 2) Technical outreach occurring at staff level. 3) Second incomplete letter sent week of 9/10/18. Follow up has been effective and permittee working with R8 to complete application. We received additional sampling data and complete application in December. Drafting has begun on the permit. Anticipate public notice in early April . No elevation necessary.

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YES	9/29/2013	3/28/2014	U.S. Bureau of Land Management- Front Range District - Park Center Well	U.S. BUREAU OF LAND MANAGEMENT-FRONT RANGE DISTRICT - PARK CENTER WELL	Incomplete application(s) and technical difficulties in understanding and meeting BLM's needs made the permit difficult to develop. R8 convened three workgroup calls with BLM this summer to problem solve which has allowed us to complete a draft permit.	No public comments received	Effective December 1.
YES	4/19/2018	10/16/2018	NREL Stormwater	NREL Stormwater	Permit development on schedule	Issued	Permit issued 10/26/2018. Effective 12/1.
YES	9/8/2015	3/6/2016	Prairie Knights Casino	PRAIRIE KNIGHTS CASINO AND RESORT	Resource limitations and other priorities delayed work on this permit.	Public Notice is complete. No comments received.	Issued December 13, 2018. Effective January 1, 2019
NA - Withdrawn	7/17/2018	1/13/2019	Dakota Sioux Casino and Hotel	Dakota Sioux Casino and Hotel - SD0034746	Permit is not backlogged at this time. Application was incomplete and facility is nondischarging. Applicant voluntarily withdrew application on 9/6/2018	Notified Permittee of incomplete applicaiton and discussed if need to submit a discharge application instead. Permittee voluntarily withdrew application as a non-discharging facility.	Application withdrawn by permittee. No further action needed.a
YES	6/8/2018	12/5/2018	Grand River Casino and Resort	Grand River Casino and Resort	Permit is not backlogged at this time but will be by Dec. 31, 2018. Draft permit underway.	In public notice	Public Notice ends December 28. Issued 1/29/19.